



GOVERNOR'S OFFICE OF
BUDGET AND PROGRAM PLANNING

Fiscal Note 2009 Biennium

Bill #	SB0300	Title:	Primary seatbelt and child passenger safety law
Primary Sponsor:	Cooney, Mike	Status:	As Introduced

- | | | |
|-----------------------------------------------------------|------------------------------------------------------------------|----------------------------------------------------------|
| <input type="checkbox"/> Significant Local Gov Impact | <input checked="" type="checkbox"/> Needs to be included in HB 2 | <input type="checkbox"/> Technical Concerns |
| <input type="checkbox"/> Included in the Executive Budget | <input type="checkbox"/> Significant Long-Term Impacts | <input type="checkbox"/> Dedicated Revenue Form Attached |

FISCAL SUMMARY

	<u>FY 2008 Difference</u>	<u>FY 2009 Difference</u>	<u>FY 2010 Difference</u>	<u>FY 2011 Difference</u>
Expenditures:				
General Fund	\$0	\$0	\$0	\$0
Federal Special Revenue	\$5,110,220	\$255,511	\$255,511	\$255,511
Revenue:				
General Fund	\$30,420	\$48,510	\$48,510	\$48,510
Federal Special Revenue	\$5,110,220	\$255,511	\$255,511	\$255,511
Net Impact-General Fund Balance	<u>\$30,420</u>	<u>\$48,510</u>	<u>\$48,510</u>	<u>\$48,510</u>

Description of Fiscal Impact:

Montana will receive \$4,854,709 in federal Section 406 incentive grant monies if it passes a primary seatbelt law that complies with federal requirements. \$1,000,000 of these funds must go toward traffic safety related behavioral programs and the remaining funds *may* go toward hazard elimination related projects. This would be a one-time grant. The state of Montana will receive an additional \$255,511 in federal Section 2011 funds for passing a primary child passenger safety seat law consistent with the language in this bill. There will also be a positive impact to the state general fund as a result of increased citations.

FISCAL ANALYSIS

Assumptions:

Department of Transportation

1. The proposed bill will retain the specific language necessary to qualify for federal Section 2011 and 406 funds.

2. Primary Seatbelt Law, Section 406 funds: \$4,854,709 incentive grant monies if bill is passed (\$1,000,000 to traffic safety behavioral programs and remaining \$3,854,709 may go toward hazard elimination related projects).
3. Primary child passenger safety seat law, Section 2011 fund: \$255,511 if law is passed (only \$39,395 if ALL 50 states qualify for Section 2011).

Department of Justice

4. In 2006, the MHP issued 12,128 citations for failing to wear a seat belt.
5. The MHP anticipates a 25% increase in the number of citations issued as a result of a primary law in FY 2008, after a six month education period. The MHP anticipates an increase of only 40% over current levels in FY 2009, due to increased compliance.
6. The MHP then anticipates issuing approximately 15,197 citations for violations of this section in FY 2008, and 16,979 citations in FY2009.
7. The bond for this violation is currently \$20.00
8. Fifty percent of the bond for these violations goes to the state general fund, and fifty percent to the county in which the citation is issued.

Department of Transportation

	<u>FY 2008 Difference</u>	<u>FY 2009 Difference</u>	<u>FY 2010 Difference</u>	<u>FY 2011 Difference</u>
<u>Fiscal Impact:</u>				
<u>Expenditures:</u>				
Operating Expenses	\$255,511	\$255,511	\$255,511	\$255,511
Grants	\$4,854,709	\$0	\$0	\$0
TOTAL Expenditures	<u>\$5,110,220</u>	<u>\$255,511</u>	<u>\$255,511</u>	<u>\$255,511</u>
<u>Funding of Expenditures:</u>				
Federal Special Revenue (03)	\$5,110,220	\$255,511	\$255,511	\$255,511
<u>Revenues:</u>				
Federal Special Revenue (03)	\$5,110,220	\$255,511	\$255,511	\$255,511
<u>Net Impact to Fund Balance (Revenue minus Funding of Expenditures):</u>				
Federal Special Revenue (03)	\$0	\$0	\$0	\$0

Department of Justice

	<u>FY 2008 Difference</u>	<u>FY 2009 Difference</u>	<u>FY 2010 Difference</u>	<u>FY 2011 Difference</u>
<u>Fiscal Impact:</u>				
<u>Funding of Expenditures:</u>				
General Fund (01)	\$0	\$0	\$0	\$0
<u>Revenues:</u>				
General Fund (01)	\$30,420	\$48,510	\$48,510	\$48,510
<u>Net Impact to Fund Balance (Revenue minus Funding of Expenditures):</u>				
General Fund (01)	\$30,420	\$48,510	\$48,510	\$48,510

Technical Notes:

1. If all 50 states qualify for Section 2011 federal funds, then Montana will receive \$39,395 instead of \$255,511.
2. The state has the option to decide to use all of Section 406 for traffic safety related behavioral programs (\$4,854,709).

Sponsor's Initials

Date

Budget Director's Initials

Date